

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 26194 of 1997

DATE: 19-02-2007

Between :

Bhavani Venkateshwara Binnay Rice Mill,
Rep., by T.Kondaiah,
Narasapur Village,
Siddipet Mandal,
Medak District.

... Petitioner

And

The Chief Engineer,
A.P.S.E.B., Hyderabad Zone,
Mint Compound, Hyderabad and 2 others.

... Respondents

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ORDER:

This writ petition was filed in the year 1997 seeking a declaration that the final assessment made by the second respondent without considering the representation of the petitioner dated 30-06-1996 is arbitrary and illegal.

As a matter of fact, by the date of filing of the writ petition, the petitioner had already preferred an appeal before the first respondent against the final assessment and the same was pending.

It is also brought to my notice that pursuant to the order passed by this Court in the earlier round of litigation as well as the order passed by the appellate authority in the appeal, the petitioner had paid substantial amounts towards the amounts assessed.

Be that as it may, since the statutory appeal is pending before the competent authority, it is not necessary for this Court to go into the merits of the case and accordingly, the writ petition is disposed of with a direction to the first respondent to dispose of the appeal pending on his file, if not already disposed of, in accordance with law within a period of three months from the date of receipt of a copy of this order. No costs.

G. ROHINI, J.

Dt. 19-02-2007
KLP

